



1200 EIGHTEENTH STREET, NW
WASHINGTON, DC 20036
TEL 202.730.1300 FAX 202.730.1301
WWW.HARRISWILTSHIRE.COM
ATTORNEYS AT LAW

September 18, 2002

EX PARTE – Via Electronic Filing

Ms. Marlene Dortch
Secretary
Federal Communications Commission
The Portals
445 12th Street, S.W.
Washington, DC 20554

Re: CC Docket No. 96-45; WC Docket No. 02-201

Dear Ms. Dortch:

On September 17, 2002, Rick Hitz and Mark Dinneen, of General Communication, Inc. ("GCI"), and I, on behalf of GCI, met with Bill Maher, Bureau Chief, Wireline Competition Bureau ("WCB"), Jeff Carlisle, Senior Deputy Bureau Chief, WCB, Scott Bergmann, Counsel to the Bureau Chief, WCB, and Jeremy Miller and Julie Veach, both of the Competition Policy Division, WCB.

We also met separately with Chris Libertelli, Legal Advisor to the Chairman.

We discussed ACS' request for preemption of the Regulatory Commission of Alaska's UNE pricing determinations. We stated that there had been no failure to act on which to base preemption under Section 252(e)(5). We also stated that FCC rules clearly and expressly contemplate and require that GCI as an ETC receive the same USF loop support per line as ACS, up to the amount GCI pays ACS for UNE loop.

In accordance with FCC rules, a copy of this letter is being filed electronically in each of above-captioned dockets.

Sincerely,

A handwritten signature in black ink, appearing to read "John T. Nakahata".

John T. Nakahata

JTN/krs